



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

90TH LEGISLATIVE DAY

THURSDAY, FEBRUARY 8, 2018

10:07 O'CLOCK A.M.

SENATE
Daily Journal Index
90th Legislative Day

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The Senate met pursuant to adjournment.
Senator Antonio Munóz, Chicago, Illinois, presiding.
Prayer by Pastor Scott Marsh, Texas Christian Church and Maroa Christian Church and Maroa Christian Church, Maroa, Illinois.
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, February 7, 2018, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Working Group Regarding Treatment and Coverage of Substance Abuse Disorders and Mental Illness Annual Report, submitted by the Department of Insurance.

Report on Consumer Outreach on Parity, submitted by the Department of Insurance.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURE FILED

The following Committee amendment to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 1 to Senate Bill 2271

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1395

Offered by Senator Lightford and all Senators:
Mourns the death of Walter Edward Pilditch.

SENATE RESOLUTION NO. 1396

Offered by Senator Hunter and all Senators:
Mourns the death of Deborah Elizabeth Taylor of Chicago.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

REPORTS FROM STANDING COMMITTEES

Senator T. Cullerton, Vice-Chairperson of the Committee on State Government, to which was referred **Senate Bill No. 2313**, reported the same back with the recommendation that the bill do pass.
Under the rules, the bill was ordered to a second reading.

Senator T. Cullerton, Vice-Chairperson of the Committee on State Government, to which was referred **Senate Resolutions numbered 1196 and 1308**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Resolutions numbered 1196 and 1308** were placed on the Secretary's Desk.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 336
Senate Amendment No. 2 to Senate Bill 336

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred **Senate Bills Numbered 2274, 2297, 2303, 2304 and 2337**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred **House Bill No. 4118**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

INTRODUCTION OF BILLS

SENATE BILL NO. 2620. Introduced by Senator Castro, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2621. Introduced by Senator Mulroe, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2622. Introduced by Senator Stadelman, a bill for AN ACT concerning gaming.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2623. Introduced by Senator Clayborne, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2624. Introduced by Senator Weaver, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2625. Introduced by Senator Weaver, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2626. Introduced by Senator Weaver, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2627. Introduced by Senator Weaver, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

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SENATE BILL NO. 2628. Introduced by Senator Morrison, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2629. Introduced by Senator T. Cullerton, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2630. Introduced by Senator Holmes, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2631. Introduced by Senator E. Jones III, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2632. Introduced by Senator Fowler, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2633. Introduced by Senator Fowler, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2634. Introduced by Senator Fowler, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2635. Introduced by Senator Fowler, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2636. Introduced by Senator Fowler, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2637. Introduced by Senator Althoff, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2638. Introduced by Senator Clayborne, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2639. Introduced by Senator Holmes, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2640. Introduced by Senator Muñoz, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2641. Introduced by Senator Muñoz, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2642. Introduced by Senator Muñoz, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2643. Introduced by Senator McConchie, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2644. Introduced by Senator Tracy, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2645. Introduced by Senator Bertino-Tarrant, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2646. Introduced by Senator Clayborne, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2647. Introduced by Senator Clayborne, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2648. Introduced by Senator Bennett, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2649. Introduced by Senator Holmes, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2650. Introduced by Senator Link, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2651. Introduced by Senator Link, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2652. Introduced by Senator Connelly, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

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SENATE BILL NO. 2653. Introduced by Senator Connelly, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2654. Introduced by Senator Hunter, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2655. Introduced by Senator Hunter, a bill for AN ACT concerning juveniles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

PRESENTATION OF RESOLUTION

Senator T. Cullerton offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT NO. 21

SC0021

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 5 to Article VIII of the Illinois Constitution as follows:

ARTICLE VIII FINANCE

SECTION 5. RATE OF GROWTH OF APPROPRIATIONS

(a) In no fiscal year shall the rate of growth of General Revenue Fund appropriations over the preceding fiscal year exceed the rate of growth of the Illinois economy. For the purposes of this Section, the rate of growth of the Illinois economy is the average annual growth rate of per capita gross domestic product in the State over the preceding ten calendar years, using data reported by the federal Bureau of Economic Analysis, or its successor agency, before December 31 immediately preceding the beginning of the fiscal year. The General Assembly shall provide by law for the implementation of this subsection (a).

(b) If the General Assembly by adoption of a resolution approved by a record vote of a majority of the members of each house finds that an emergency exists and identifies the nature of the emergency, the General Assembly may provide for appropriations in excess of the amount authorized by subsection (a) of this Section. The excess authorized under this subsection (b) may not exceed the amount specified in the resolution.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

INTRODUCTION OF BILLS

SENATE BILL NO. 2656. Introduced by Senator McCann, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2657. Introduced by Senator E. Jones III, a bill for AN ACT concerning business.

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The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Connelly, **Senate Bill No. 650** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Tracy, **Senate Bill No. 2274** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fowler, **Senate Bill No. 2303** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Tracy, **Senate Bill No. 2304** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Rezin, **Senate Bill No. 2246** having been printed, was taken up, read by title a second time and ordered to a third reading.

ANNOUNCEMENT

The Chair announced that the meeting of the Joint Committee on Administrative Rules scheduled for Tuesday, February 13, 2018, at 10:30 o'clock a.m. may actually meet closer to 11:00 o'clock a.m. because of a scheduling conflict with the Senate Executive Appointments Committee.

INTRODUCTION OF BILL

SENATE BILL NO. 2658. Introduced by Senator Schimpf, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

MESSAGE FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 103

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the House of Representatives adjourns on Wednesday, February 07, 2018, it stands adjourned until Tuesday, February 13, 2018 at 12:00 o'clock noon, or until the call of the Speaker; and when the Senate adjourns on Thursday, February 8, 2018, it stands adjourned until Tuesday, February 13, 2018, or until the call of the President.

Adopted by the House, February 7, 2018.

TIMOTHY D. MAPES, Clerk of the House

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By unanimous consent, on motion of Senator Link, the foregoing message reporting House Joint Resolution No. 103 was taken up for immediate consideration.

Senator Link moved that the Senate concur with the House in the adoption of the resolution.

The motion prevailed.

And the Senate concurred with the House in the adoption of the resolution.

Ordered that the Secretary inform the House of Representatives thereof.

READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Hutchinson, **Senate Bill No. 2330** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Judiciary, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2330

AMENDMENT NO. 1. Amend Senate Bill 2330 by replacing everything after the enacting clause with the following:

"Section 5. The Code of Civil Procedure is amended by changing Section 21-103 as follows:

(735 ILCS 5/21-103) (from Ch. 110, par. 21-103)

Sec. 21-103. Notice by publication.

(a) Previous notice shall be given of the intended application by publishing a notice thereof in some newspaper published in the municipality in which the person resides if the municipality is in a county with a population under 2,000,000, or if the person does not reside in a municipality in a county with a population under 2,000,000, or if no newspaper is published in the municipality or if the person resides in a county with a population of 2,000,000 or more, then in some newspaper published in the county where the person resides, or if no newspaper is published in that county, then in some convenient newspaper published in this State. The notice shall be inserted for 3 consecutive weeks after filing, the first insertion to be at least 6 weeks before the return day upon which the petition is to be heard, and shall be signed by the petitioner or, in case of a minor, the minor's parent or guardian, and shall set forth the return day of court on which the petition is to be heard and the name sought to be assumed.

(b) The publication requirement of subsection (a) shall not be required in any application for a change of name involving a minor if, before making judgment under this Article, reasonable notice and opportunity to be heard is given to any parent whose parental rights have not been previously terminated and to any person who has physical custody of the child. If any of these persons are outside this State, notice and opportunity to be heard shall be given under Section 21-104.

(c) The Director of State Police or his or her designee may apply to the circuit court for an order directing that the notice and publication requirements of this Section be waived if the Director or his or her designee certifies that the name change being sought is intended to protect a witness during and following a criminal investigation or proceeding.

(c-1) The court may enter a written order waiving the publication requirement of subsection (a) if:

(i) the petitioner is 18 years of age or older; and

(ii) concurrent with the petition, the petitioner files with the court a statement, verified under oath as provided under Section 1-109 of this Code, attesting that the petitioner is or has been a person protected under the Illinois Domestic Violence Act of 1986, the Stalking No Contact Order Act, the Civil No Contact Order Act, Article 112A of the Code of Criminal Procedure of 1963, a condition of bail under subsections (b) through (d) of Section 110-10 of the Code of Criminal Procedure of 1963, or a similar provision of a law in another state or jurisdiction.

The petitioner may attach to the statement any supporting documents, including relevant court orders.

(c-2) If the petitioner files a statement attesting that disclosure of the petitioner's address would put the petitioner or any member of the petitioner's family or household at risk or reveal the confidential address of a shelter for domestic violence victims, that address may be omitted from all documents filed with the court, and the petitioner may designate an alternative address for service.

(c-3) Court administrators may allow domestic abuse advocates, rape crisis advocates, and victim advocates to assist petitioners in the preparation of name changes under subsection (c-1).

(c-4) If the publication requirements of subsection (a) have been waived, the circuit court shall enter an order impounding the case.

(d) The maximum rate charged for publication of a notice under this Section may not exceed the lowest classified rate paid by commercial users for comparable space in the newspaper in which the notice appears

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and shall include all cash discounts, multiple insertion discounts, and similar benefits extended to the newspaper's regular customers. (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A. 100-565 for the effective date of P.A. 100-520))."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 1365

Offered by Senator Bennett and all Senators:
Mourns the death of Leonard Doyle of Champaign.

SENATE RESOLUTION NO. 1366

Offered by Senator Bennett and all Senators:
Mourns the death of Page Johnson Parkhill of Champaign.

SENATE RESOLUTION NO. 1367

Offered by Senator Bennett and all Senators:
Mourns the death of Virginia R. Timpone of Urbana.

SENATE RESOLUTION NO. 1368

Offered by Senator Brady and all Senators:
Mourns the death of Katharina Bertha Goldhammer of Lincoln.

SENATE RESOLUTION NO. 1370

Offered by Senator Barickman and all Senators:
Mourns the death of George P. Irick, Jr., of Congerville.

SENATE RESOLUTION NO. 1372

Offered by Senator Anderson and all Senators:
Mourns the death of Roy James Weis, Jr., of Moline.

SENATE RESOLUTION NO. 1373

Offered by Senator Anderson and all Senators:
Mourns the death of Deacon Philip Patrick Sailer of Rock Island.

SENATE RESOLUTION NO. 1374

Offered by Senator Koehler and all Senators:
Mourns the death of Darin Douglas Rowe of Peoria.

SENATE RESOLUTION NO. 1375

Offered by Senator Holmes and all Senators:
Mourns the death of Arthur Velasquez of North Aurora.

SENATE RESOLUTION NO. 1376

Offered by Senator Althoff and all Senators:
Mourns the death of Evelyn M. Hart.

SENATE RESOLUTION NO. 1377

Offered by Senator Althoff and all Senators:
Mourns the death of Karen E. (Spitzbart) Young of McHenry.

SENATE RESOLUTION NO. 1378

Offered by Senator Althoff and all Senators:
Mourns the death of Aleigra J. Revak of Ashland City, Tennessee, formerly of McHenry.

SENATE RESOLUTION NO. 1379

Offered by Senator Althoff and all Senators:
Mourns the death of Glenn Joseph “Joe” Ponitz of Marengo.

SENATE RESOLUTION NO. 1380

Offered by Senator Althoff and all Senators:
Mourns the death of George A. Lechner of McHenry, formerly of Palatine.

SENATE RESOLUTION NO. 1381

Offered by Senator McConchie and all Senators:
Mourns the death of Charles Melville Walsh.

SENATE RESOLUTION NO. 1382

Offered by Senator Haine and all Senators:
Mourns the death of Timmy “Tim” Lee Nelson of Carrollton.

SENATE RESOLUTION NO. 1383

Offered by Senator Brady and all Senators:
Mourns the death of Albert Lyle Van Ness, M.D.

SENATE RESOLUTION NO. 1384

Offered by Senator Brady and all Senators:
Mourns the death of Richard M. “Dick” Jaffee.

SENATE RESOLUTION NO. 1386

Offered by Senator Fowler and all Senators:
Mourns the death of Matthew Clayton Smock of Harrisburg.

SENATE RESOLUTION NO. 1387

Offered by Senator Fowler and all Senators:
Mourns the death of Alaysia, Malaysia, and Amanda Tashae Peacock of Harrisburg.

SENATE RESOLUTION NO. 1388

Offered by Senator Link and all Senators:
Mourns the death of Philip Carrigan of Waukegan.

SENATE RESOLUTION NO. 1389

Offered by Senator Link and all Senators:
Mourns the death of Celestine “Tina” Yvonne (Springer) Fragassie of Waukegan.

SENATE RESOLUTION NO. 1390

Offered by Senator Link and all Senators:
Mourns the death of Pastor H. Eugene Jones of Waukegan.

SENATE RESOLUTION NO. 1391

Offered by Senator Haine and all Senators:
Mourns the death of Charles L. “Chuck” Toner, Jr.

SENATE RESOLUTION NO. 1392

Offered by Senator Haine and all Senators:
Mourns the death of Loretta L. Dunstan of Troy.

SENATE RESOLUTION NO. 1393

Offered by Senators Stadelman – Syverson and all Senators:
Mourns the death of Richard Nordlof.

SENATE RESOLUTION NO. 1395

Offered by Senator Lightford and all Senators:
Mourns the death of Walter Edward Pilditch.

SENATE RESOLUTION NO. 1396

Offered by Senator Hunter and all Senators:

Mourns the death of Deborah Elizabeth Taylor of Chicago.

The Chair moved the adoption of the Resolutions Consent Calendar.

The motion prevailed, and the resolutions were adopted.

At the hour of 10:28 o'clock a.m., pursuant to **House Joint Resolution No. 103**, the Chair announced the Senate stands adjourned until Tuesday, February 13, 2018, at 12:00 o'clock noon, or until of the President.